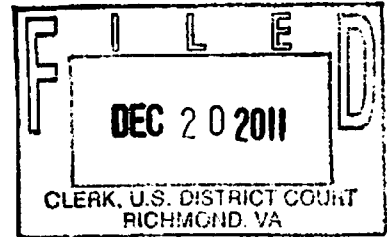


**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**



UNITED STATES OF AMERICA)
)
 v.)
)
 THOMAS W. ELLIS,)
)
 Petitioner.)

Criminal No. 3:10CR131-HEH

ORDER
(Denying 28 U.S.C. § 2255 Motion)

In accordance with the accompanying Memorandum Opinion, it is hereby ORDERED the 28 U.S.C. § 2255 Motion (Dk. No. 32) is DENIED, the action is DISMISSED, and a certificate of appealability is DENIED.

Petitioner may appeal the decision of the Court. Should he wish to appeal, written notice of appeal must be filed within sixty (60) days of the date of entry hereof. Failure to file a timely notice of appeal may result in the loss of the ability to appeal.

The Clerk is DIRECTED to send a copy of the Memorandum Opinion and Order to Petitioner and counsel for the United States.

It is SO ORDERED.

Hand /s/
HENRY E. HUDSON
UNITED STATES DISTRICT JUDGE

Date: Dec 19, 2011
Richmond, Virginia